



COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 312, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 13-11-2-0.6 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2015]: **Sec. 0.6. "Above ground storage tank", for purposes of**
- 5 **IC 13-18-5.5, has the meaning set forth in IC 13-18-5.5-1.**
- 6 SECTION 2. IC 13-11-2-48.3 IS ADDED TO THE INDIANA
- 7 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 8 [EFFECTIVE JULY 1, 2015]: **Sec. 48.3. "Critical zone of concern",**
- 9 **for purposes of IC 13-18-5.5, has the meaning set forth in**
- 10 **IC 13-18-5.5-2.**
- 11 SECTION 3. IC 13-11-2-57.7 IS ADDED TO THE INDIANA
- 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 13 [EFFECTIVE JULY 1, 2015]: **Sec. 57.7. "Disruption", for purposes**
- 14 **of IC 13-18-5.5, has the meaning set forth in IC 13-18-5.5-3.**
- 15 SECTION 4. IC 13-11-2-96, AS AMENDED BY P.L.113-2014,
- 16 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 17 JULY 1, 2015]: **Sec. 96. (a) "Hazardous material", for purposes of**
- 18 **IC 13-18-5, means any of the following:**
- 19 (1) A hazardous chemical (as defined in 42 U.S.C. 11021(e), as
- 20 in effect on January 1, 1990).

- 1 (2) A hazardous waste.
- 2 (3) A hazardous substance (as defined in 42 U.S.C. 9601(14), as
- 3 in effect on January 1, 1990).
- 4 (4) A substance that is on the list of extremely hazardous
- 5 substances published by the Administrator of the United States
- 6 Environmental Protection Agency under 42 U.S.C. 11002(a)(2).
- 7 (5) A material that is identified by the board as potentially
- 8 harmful to surface water or groundwater if accidentally released
- 9 from a storage or handling facility.

10 **(b) "Hazardous material", for purposes of IC 13-18-5.5, has the**
 11 **meaning set forth in IC 13-18-5.5-4.**

12 ~~(b)~~ (c) "Hazardous material", for purposes of IC 13-25-6, means a
 13 material or waste that has been determined to be hazardous or
 14 potentially hazardous to human health, to property, or to the
 15 environment by:

- 16 (1) the United States:
 - 17 (A) Environmental Protection Agency;
 - 18 (B) Nuclear Regulatory Commission;
 - 19 (C) Department of Transportation; or
 - 20 (D) Occupational Safety and Health Administration; or
- 21 (2) the board.

22 The term includes all of the hazardous materials identified in 49 CFR
 23 172.101.

24 SECTION 5. IC 13-11-2-119.5 IS ADDED TO THE INDIANA
 25 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2015]: **Sec. 119.5. "Liquid", for purposes of**
 27 **IC 13-18-5.5, has the meaning set forth in IC 13-18-5.5-5.**

28 SECTION 6. IC 13-11-2-177.3 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 177.3. "Public water
 30 system", for purposes of this chapter, **IC 13-18-5.5**, IC 13-18-11,
 31 **IC 13-18-16**, IC 13-18-20.5, IC 13-18-21, and other environmental
 32 management laws, has the meaning set forth in 42 U.S.C. 300f.

33 SECTION 7. IC 13-11-2-184 IS AMENDED TO READ AS
 34 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 184. (a) "Release", for
 35 purposes of IC 13-23, means any:

- 36 (1) spilling;
- 37 (2) leaking;
- 38 (3) emitting;
- 39 (4) discharging;
- 40 (5) escaping;
- 41 (6) leaching; or
- 42 (7) disposing;

1 from an underground storage tank into ground water, surface water,
2 subsurface soils, or surface soils.

3 (b) "Release", for purposes of IC 13-24-1, means:

- 4 (1) a spill;
- 5 (2) a leak;
- 6 (3) an emission;
- 7 (4) a discharge;
- 8 (5) an escape;
- 9 (6) a leaching; or
- 10 (7) a disposing;

11 of petroleum into ground water, surface water, subsurface soils, or
12 surface soils. The term does not include the release of petroleum into
13 land used by a scrap metal processor (as defined in IC 9-13-2-162) or
14 farmer, unless the commissioner determines that the release of the
15 petroleum is adverse to human health.

16 (c) "Release", for purposes of **IC 13-18-5.5** and IC 13-25-2, means
17 any:

- 18 (1) spilling;
- 19 (2) leaking;
- 20 (3) pumping;
- 21 (4) pouring;
- 22 (5) emitting;
- 23 (6) emptying;
- 24 (7) discharging;
- 25 (8) injecting;
- 26 (9) escaping;
- 27 (10) leaching;
- 28 (11) dumping; or
- 29 (12) disposing;

30 into the environment of any **hazardous material**, hazardous chemical,
31 extremely hazardous substance, or toxic chemical. The term includes
32 the abandonment or discarding of barrels, containers, and other closed
33 receptacles.

34 (d) "Release", for purposes of IC 13-25-4, means any:

- 35 (1) spilling;
- 36 (2) leaking;
- 37 (3) pumping;
- 38 (4) pouring;
- 39 (5) emitting;
- 40 (6) emptying;
- 41 (7) discharging;
- 42 (8) injecting;

(9) escaping;
 (10) leaching;
 (11) dumping; or
 (12) disposing;
 into the environment. The term includes the abandonment or discarding
 of barrels, containers, or other closed receptacles containing any
 hazardous substance.

(e) "Release", for purposes of IC 13-25-5, means any:

- (1) spilling;
- (2) leaking;
- (3) pumping;
- (4) pouring;
- (5) emitting;
- (6) emptying;
- (7) discharging;
- (8) injecting;
- (9) escaping;
- (10) leaching;
- (11) dumping; or
- (12) disposing;

into the environment. The term includes the abandonment or discarding
 of barrels, containers, or other closed receptacles containing any
 hazardous substance or petroleum.

SECTION 8. IC 13-11-2-192 IS AMENDED TO READ AS
 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 192. **(a) "Responsible
 person", for purposes of IC 13-18-16-7.5, has the meaning set forth
 in IC 13-18-16-7.5(a).**

~~(a)~~ **(b)** "Responsible person", for purposes of IC 13-24-1, means a
 person who has caused a release at a petroleum facility.

~~(b)~~ **(c)** "Responsible person", for purposes of IC 13-25-4, means a
 person that is:

- (1) liable to:
 - (A) the United States government;
 - (B) the state; or
 - (C) any other person;
 under Section 107 of CERCLA (42 U.S.C. 9607); or
- (2) liable to the state under IC 13-25-4-8.

SECTION 9. IC 13-18-5.5 IS ADDED TO THE INDIANA CODE
 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 JULY 1, 2015]:

Chapter 5.5. Reporting of Above Ground Storage Tanks

Sec. 1. As used in this chapter, "above ground storage tank" or

1 **"AST" means a device:**

- 2 **(1) at least ten percent (10%) of the outer surface of which is**
3 **exposed above the ground;**
4 **(2) that is not subject to IC 13-23 or other laws, rules, or**
5 **regulations concerning underground storage tanks (as defined**
6 **in IC 13-11-2-241); and**
7 **(3) that is designed to contain more than six hundred sixty**
8 **(660) gallons of a matter that is a liquid at the usual**
9 **temperature and pressure of the area in which the AST is**
10 **located.**

11 **Sec. 2. (a) As used in this chapter, "critical zone of concern"**
12 **means an area in which a hazardous material could:**

- 13 **(1) travel to a water intake of a public water system that uses**
14 **surface water as a source of drinking water; and**
15 **(2) cause a disruption.**

16 **(b) The term includes the following:**

17 **(1) In the case of a flowing stream on which an intake of a**
18 **public water system is located, the area:**

19 **(A) within one-quarter (1/4) mile of each bank of the**
20 **stream and of every tributary of the stream from the**
21 **location of the intake on the main stream to the point on**
22 **the main stream and on each tributary twenty-five (25)**
23 **miles upstream of the intake; and**

24 **(B) within one-quarter (1/4) mile of each bank of the main**
25 **stream from the intake to fifty (50) feet downstream of the**
26 **intake.**

27 **(2) In the case of a reservoir or lake other than Lake**
28 **Michigan on which an intake of a public water system is**
29 **located, the area:**

30 **(A) within one-quarter (1/4) mile of each bank of the**
31 **reservoir or lake; and**

32 **(B) within one-quarter (1/4) mile of each bank of every**
33 **stream or tributary flowing into the lake or reservoir from**
34 **the point where the stream or tributary flows into the lake**
35 **or reservoir to the point twenty-five (25) miles upstream of**
36 **where the stream or tributary flows into the lake or**
37 **reservoir.**

38 **(3) In the case of a stream or tributary flowing into Lake**
39 **Michigan, the area that is:**

40 **(A) within one-quarter (1/4) mile of each bank of the**
41 **stream or tributary; and**

42 **(B) within five (5) miles of an intake of a public water**

1 system.

2 Sec. 3. As used in this chapter, "disruption" means an
3 interruption in the ability of a public water system to provide safe
4 drinking water at a rate adequate to meet the demand on the
5 public water system for a period exceeding twenty-four (24) hours.

6 Sec. 4. As used in this chapter, "hazardous material" means:

7 (1) a hazardous material (as defined in IC 13-11-2-96(a)); or

8 (2) a mixture that:

9 (A) contains a hazardous material (as defined in
10 IC 13-11-2-96(a));

11 or

12 (B) is capable of causing a disruption if released from an
13 above ground storage tank in a critical zone of concern.

14 Sec. 5. As used in this chapter, "liquid" means matter that:

15 (1) is in a nongaseous state; and

16 (2) will, at:

17 (A) sixty (60) degrees Fahrenheit; and

18 (B) ambient atmospheric pressure;

19 take the shape of the interior of a container immediately upon
20 being placed in the container.

21 Sec. 6. As used in this chapter, "public water system" has the
22 meaning set forth in IC 13-11-2-177.3.

23 Sec. 7. As used in this chapter, "release" has the meaning set
24 forth in IC 13-11-2-184(c).

25 Sec. 8. (a) Except as provided in subsection (c) and sections
26 9(b)(3) and 10 of this chapter, the owner or operator of an above
27 ground storage tank shall report to the department the following
28 information concerning the AST:

29 (1) The location of the AST.

30 (2) The classification of the materials stored in the AST.

31 (3) The capacity of the AST.

32 The owner or operator shall submit the report before January 1,
33 2016.

34 (b) After submitting a report under subsection (a), the owner or
35 operator of an above ground storage tank shall submit to the
36 department a supplemental report concerning the AST whenever:

37 (A) the location of the AST;

38 (B) the classification of the materials stored in the AST; or

39 (C) the capacity of the AST;

40 is changed, so that the information concerning the AST in the
41 possession of the department will remain accurate.

42 (c) If the owner or operator of an above ground storage tank has

1 reported the existence of the AST to the department or another
 2 agency of the state pursuant to another statute or administrative
 3 rule, the owner or operator is not required to report to the
 4 department concerning the AST under this chapter.

5 (d) The owner or operator of an above ground storage tank who
 6 is required to report under this chapter shall report to the
 7 department concerning the AST:

8 (1) according to the rules adopted by the board under section
 9 9 of this chapter; and

10 (2) either:

11 (A) on a form adopted by the board or the department; or

12 (B) through an electronic mail or Internet-based means
 13 established by the board or the department;

14 according to the rules adopted under section 9 of this chapter.

15 Sec. 9. (a) The board shall adopt rules under IC 13-14-9 and
 16 IC 4-22-2 concerning the reporting required under this chapter.

17 (b) The rules adopted by the board under this section must do
 18 the following:

19 (1) Establish at least three (3) different classifications of above
 20 ground storage tanks for the purposes of this chapter,
 21 according to the relative danger of a disruption from an AST
 22 release, based on:

23 (A) the liquid stored in the AST;

24 (B) the capacity and location of the AST; and

25 (C) the proximity of the AST to the water intake of a public
 26 water system.

27 (2) Require reports to the department under this chapter
 28 concerning all ASTs that:

29 (A) are used to store hazardous materials; or

30 (B) are located in a critical zone of concern.

31 (3) Establish certain conditions under which an AST shall be
 32 recognized as exempt from the reporting requirements of this
 33 chapter because the AST does not pose a threat to cause a
 34 disruption from a release of the contents of the AST.

35 (c) The rules adopted under this section must:

36 (1) provide for the filing of a supplemental report concerning
 37 an AST when a change as described in section 8(b) of this
 38 chapter occurs so that the information in the possession of the
 39 department concerning the AST will remain accurate; and

40 (2) specify the means by which the owner or operator of an
 41 AST will comply with the reporting requirements of this
 42 chapter, as described in section 8(d)(2) of this chapter.

1 **Sec. 10. The following are exempt from the reporting**
2 **requirements of this chapter:**

3 **(1) An AST used to contain only drinking water, surface**
4 **water, raw groundwater, demineralized water, noncontact or**
5 **circulating cooling water, or water stored for fire or**
6 **emergency purposes.**

7 **(2) An AST located on a farm, the contents of which:**

8 **(A) are:**

9 **(i) used by the tank owner or operator for farming**
10 **purposes; and**

11 **(ii) not commercially distributed; or**

12 **(B) are produced as an agricultural commodity.**

13 **(3) An AST:**

14 **(A) that is located on a farm or residential property;**

15 **(B) the capacity of which is not more than two thousand**
16 **five hundred (2,500) gallons; and**

17 **(C) that is used for storing motor fuel for noncommercial**
18 **purposes.**

19 **(4) An AST:**

20 **(A) the capacity of which is not more than one thousand**
21 **one hundred (1,100) gallons; and**

22 **(B) that is used for storing heating oil for consumption on**
23 **the premises on which the AST is located.**

24 **(5) An AST that is used for storing heating oil, natural gas, or**
25 **propane and that is regulated under NFPA 58-30A or NFPA**
26 **58-30B of the Liquified Petroleum Gas Code of the National**
27 **Fire Protection Association through 49 CFR 192.11(b).**

28 **(6) An AST that is part of a stormwater or wastewater**
29 **collection and treatment system.**

30 **(7) An AST located on a site regulated under IC 14-34.**

31 **(8) Machinery and equipment containing integral operating**
32 **fluids that are necessary for the proper operation of the**
33 **machinery or equipment, including, but not limited to,**
34 **hydraulic reservoirs, lubricating oil reservoirs, electrical**
35 **equipment, heating and cooling equipment, and fuel tanks for**
36 **emergency generators and fire pumps.**

37 **(9) An AST that is:**

38 **(A) located inside a building; and**

39 **(B) resting on or elevated above an impermeable floor**
40 **surface;**

41 **a release from which would be entirely contained in a**
42 **secondary containment structure or would, through other**

- 1 means, be prevented from escaping.
- 2 (10) A mobile tank, rail car, or truck:
- 3 (A) that is regulated by the United States Department of
- 4 Transportation; or
- 5 (B) the capacity of which is not more than five thousand
- 6 (5,000) gallons;
- 7 and that is located on a particular site for less than one
- 8 hundred eighty (180) consecutive calendar days.
- 9 (11) A surface impoundment, pit, pond, or lagoon.
- 10 (12) An AST:
- 11 (A) that is otherwise regulated through individual,
- 12 site-specific permits issued under the National Pollutant
- 13 Discharge Elimination System or another regulatory
- 14 program; or
- 15 (B) for which appropriate containment and diversionary
- 16 structures or equipment to prevent unregulated discharge
- 17 of materials from reaching the waters of Indiana are in
- 18 place in compliance with law or administrative rules.
- 19 (13) An oil-filled tank that is regulated under section 1321 of
- 20 the federal Water Pollution Control Act (section 311 of the
- 21 federal Clean Water Act, 33 U.S.C. 1321) and the regulations
- 22 adopted thereunder, 40 CFR 112, et seq.
- 23 (14) Any flow-through process tank, including, but not limited
- 24 to, a pressure vessel and oil and water separators.
- 25 (15) A pipeline facility, including gathering lines, that:
- 26 (A) is regulated under the Natural Gas Pipeline Safety Act
- 27 of 1968 (49 U.S.C. 1671 et seq.);
- 28 (B) is regulated under the Hazardous Liquid Pipeline
- 29 Safety Act of 1979 (49 U.S.C. 60101 et seq.); or
- 30 (C) is an intrastate pipeline facility regulated under state
- 31 laws comparable to the laws identified in clauses (A) and
- 32 (B).
- 33 (16) Electrical equipment such as transformers, circuit
- 34 breakers, and voltage regulators.
- 35 (17) Process tanks:
- 36 (A) in which liquids are altered through biological,
- 37 chemical, or physical means; or
- 38 (B) that are used strictly to regulate liquid volumes in a
- 39 process operation.
- 40 (18) An AST containing agricultural pesticides or fertilizers
- 41 regulated by the state chemist under 355 IAC.
- 42 (19) An emergency spill or overflow containment tank that is

expeditiously emptied after each use.

(20) A tank that contains a de minimis concentration or regulated substances.

(21) Tanks that are used for the storage of products that are regulated under the federal Food, Drug, and Cosmetic Act, 21 U.S.C. 301 et seq.

(22) Any other tank exempted by a rule adopted by the board under section 9(b)(3) of this chapter.

Sec. 11. Information about above ground storage tanks that is reported to the department under this chapter is declared confidential under IC 5-14-3-4(a)(1) for purposes of public disclosure, but it may be disclosed to a responsible person developing or updating a surface water quality threat minimization and response plan for a public water system under IC 13-18-16-7.5.

SECTION 10. IC 13-18-16-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) All public water systems shall be continuously operated and maintained so that water is:

(1) safe in quality;

(2) clean and adequate in quantity; and

(3) chemically satisfactory for ordinary domestic consumption.

(b) The person responsible for the operation of a public water system shall take all measures that are necessary to carry out the requirements of subsection (a) so as to protect the quality and quantity of the raw water supply from actual or threatened contamination. These measures include the relocation of the point of raw water collection to a site that is not contaminated or threatened by contamination.

(c) The person responsible for the operation of a public water system that uses surface water as a source of drinking water shall implement the surface water threat minimization and response plan developed and maintained under section 7.5 of this chapter immediately upon discovering:

(1) the contamination; or

(2) a threat of contamination;

of the surface water used by the public water system as a source of drinking water.

(d) The failure to carry out a duty set forth in subsection (a) or (b) constitutes a violation subject to the penalties imposed under this chapter. Each day a violation occurs under this section constitutes a separate violation.

SECTION 11. IC 13-18-16-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 7.5. (a) For purposes of this**

section, "responsible person" means the person responsible for the operation of a public water system that uses surface water as a source of drinking water.

(b) A responsible person shall do the following:

(1) Develop, maintain, and update a surface water quality threat minimization and response plan for the public water system for which the person is responsible. A plan developed under this subdivision must include the following:

(A) An identification of critical drinking water intake facilities, including specific locations of wells, intake structures, and critical drinking water distribution infrastructure.

(B) An identification of potential threats to raw water quality.

(C) An assessment of the risks posed by potential threats identified in clause (B).

(D) A communication, education, and risk minimization plan.

(E) An incident response plan.

A plan described in this subdivision, as well as its component parts, is confidential under IC 5-14-3-4.

(2) Designate and maintain a single point of contact for purposes of planning and response under this section.

(3) With respect to a plan described in subdivision (1):

(A) Submit the plan to the department when the plan is developed.

(B) Submit an updated plan to the department every five (5) years thereafter.

SECTION 12. IC 13-18-16-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) The board shall adopt rules under IC 4-22-2 and IC 13-14-9 establishing requirements for the issuance of permits to control public water systems, including the following:

(1) The requirement to obtain a ~~permits~~ permit for the construction, installation, or modification of facilities, equipment, or devices for any public water system.

(2) The requirement to obtain a ~~permits~~ permit for the operation of sources, facilities, equipment, or devices for any public water system.

(3) Requirements for the development of surface water quality threat minimization and response plans under section 7.5 of this chapter.

(b) The board shall adopt a permit by rule for water main extensions (as defined in 327 IAC 8-3-1) to satisfy the permit requirement in section 1(a) of this chapter.

SECTION 13. IC 36-7-29-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. As used in this chapter, "responsible person" has the meaning set forth in ~~IC 13-11-2-192(b)~~; **IC 13-11-2-192(c)**.

SECTION 14. IC 36-8-12-13, AS AMENDED BY P.L.208-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) Except as provided in subsection (b), the volunteer fire department that responds first to an incident may impose a charge on the owner of property, the owner of a vehicle, or a responsible party (as defined in IC 13-11-2-191(e)) that is involved in a hazardous material or fuel spill or chemical or hazardous material related fire (as defined in ~~IC 13-11-2-96(b)~~); **IC 13-11-2-96(c)**:

(1) that is responded to by the volunteer fire department; and

(2) that members of that volunteer fire department assisted in extinguishing, containing, or cleaning up.

A second or subsequently responding volunteer fire department may not impose a charge on an owner or responsible party under this section, although it may be entitled to reimbursement from the first responding volunteer fire department in accordance with an interlocal or other agreement.

(b) A volunteer fire department that is funded, in whole or in part:

(1) by taxes imposed by a unit; or

(2) by a contract with a unit;

may not impose a charge under subsection (a) on a natural person who resides or pays property taxes within the boundaries of the unit described in subdivision (1) or (2), unless the spill or the chemical or hazardous material fire poses an imminent threat to persons or property.

(c) The volunteer fire department shall bill the owner or responsible party of the vehicle for the total dollar value of the assistance that was provided, with that value determined by a method that the state fire marshal shall establish under section 16 of this chapter. A copy of the fire incident report to the state fire marshal must accompany the bill. This billing must take place within thirty (30) days after the assistance was provided. The owner or responsible party shall remit payment directly to the governmental unit providing the service. Any money that is collected under this section may be:

(1) deposited in the township firefighting fund established in IC 36-8-13-4;

(2) used to pay principal and interest on a loan made by the department of homeland security established by IC 10-19-2-1 or a division of the department for the purchase of new or used firefighting and other emergency equipment or apparatus; or

(3) used for the purchase of equipment, buildings, and property for firefighting, fire protection, and other emergency services.

(d) Any administrative fees charged by a fire department's agent must be paid only from fees that are collected and allowed by Indiana law and the fire marshal's schedule of fees.

(e) An agent who processes fees on behalf of a fire department shall send all bills, notices, and other related materials to both the fire department and the person being billed for services.

(f) All fees allowed by Indiana law and the fire marshal's fee schedule must be itemized separately from any other charges.

(g) The volunteer fire department may maintain a civil action to recover an unpaid charge that is imposed under subsection (a) and may, if it prevails, recover all costs of the action, including reasonable attorney's fees.

SECTION 15. [EFFECTIVE UPON PASSAGE] (a) **As used in this SECTION, "above ground storage tank" or "AST" means a device:**

(1) at least ten percent (10%) of the outer surface of which is exposed above the ground;

(2) that is not subject to IC 13-23 or other laws, rules, or regulations concerning underground storage tanks (as defined in IC 13-11-2-241); and

(3) that is designed to contain more than six hundred sixty (660) gallons of a matter that is a liquid at the usual temperature and pressure of the area in which the AST is located.

(b) The department of environmental management established by IC 13-13-1-1 shall do the following before November 1, 2015:

(1) Compile a list of all requirements for the reporting of information about above ground storage tanks that exist under federal law, federal regulations, Indiana law, and Indiana administrative rules.

(2) Obtain:

(A) copies of all publicly available forms for the reporting of information about above ground storage tanks in compliance with the requirements described in subdivision (1); or

(B) a representative sample of the forms described in

- 1 **clause (A).**
- 2 **(3) Submit a report containing the list of requirements and the**
- 3 **copies of forms to the legislative council in an electronic**
- 4 **format under IC 5-14-6.**
- 5 **(c) The report submitted under subsection (b)(3) must include**
- 6 **an analysis of the existing requirements for the reporting of**
- 7 **information about above ground storage tanks described in**
- 8 **subsection (b)(1) that identifies:**
- 9 **(1) instances in which reporting requirements might be**
- 10 **considered insufficient; and**
- 11 **(2) instances in which the reporting of information is already**
- 12 **adequate.**
- 13 **(d) This SECTION expires January 1, 2016.**
- 14 **SECTION 16. An emergency is declared for this act.**
 (Reference is to SB 312 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 10, Nays 0.

Senator Charbonneau, Chairperson